

JS 44C/SDNY  
REV. 2/2014

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

## PLAINTIFFS

TUBE CITY IMS, LLC

## DEFENDANTS

ANZA CAPITAL PARTNERS LLC,

## ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Sher Tremonte LLP, 80 Broad Street, Suite 1301  
New York, New York 10004  
Tel: 212.202.2600

## ATTORNEYS (IF KNOWN)

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)  
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Petition to Confirm Arbitration Award

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No ☐ Yes ☒ Judge Previously Assigned

If yes, was this case Vol. ☐ Invol. ☐ Dismissed. No ☐ Yes ☐ If yes, give date \_\_\_\_\_ & Case No. \_\_\_\_\_

IS THIS AN INTERNATIONAL ARBITRATION CASE? No ☐ Yes ☒

(PLACE AN [x] IN ONE BOX ONLY)

## NATURE OF SUIT

TORTS		ACTIONS UNDER STATUTES			
<b>CONTRACT</b>	<b>PERSONAL INJURY</b>	<b>PERSONAL INJURY</b>	<b>FORFEITURE/PENALTY</b>	<b>BANKRUPTCY</b>	<b>OTHER STATUTES</b>
[ ] 110 INSURANCE	[ ] 310 AIRPLANE	[ ] 362 PERSONAL INJURY -	[ ] 610 AGRICULTURE	[ ] 422 APPEAL	[ ] 400 STATE
[ ] 120 MARINE	[ ] 315 AIRPLANE PRODUCT	MED MALPRACTICE	[ ] 620 OTHER FOOD &	28 USC 158	REAPPORTIONMENT
[ ] 130 MILLER ACT	LIABILITY	[ ] 365 PERSONAL INJURY	DRUG	[ ] 423 WITHDRAWAL	[ ] 410 ANTITRUST
[ ] 140 NEGOTIABLE	[ ] 320 ASSAULT, LIBEL &	PRODUCT LIABILITY	[ ] 625 DRUG RELATED	28 USC 157	[ ] 430 BANKS & BANKING
	SLANDER	[ ] 368 ASBESTOS PERSONAL	SEIZURE OF		[ ] 450 COMMERCE
[ ] 150 RECOVERY OF	[ ] 330 FEDERAL	INJURY PRODUCT	PROPERTY		[ ] 460 DEPORTATION
OVERPAYMENT &	EMPLOYERS'	LIABILITY	21 USC 881	<b>PROPERTY RIGHTS</b>	[ ] 470 RACKETEER INFLU-
ENFORCEMENT	LIABILITY		[ ] 630 LIQUOR LAWS	[ ] 820 COPYRIGHTS	ENCED & CORRUPT
OF JUDGMENT	[ ] 340 MARINE	<b>PERSONAL PROPERTY</b>	[ ] 640 RR & TRUCK	[ ] 830 PATENT	ORGANIZATION ACT
[ ] 151 MEDICARE ACT	[ ] 345 MARINE PRODUCT		[ ] 650 AIRLINE REGS	[ ] 840 TRADEMARK	(RICO)
[ ] 152 RECOVERY OF	LIABILITY	[ ] 370 OTHER FRAUD	[ ] 660 OCCUPATIONAL		[ ] 480 CONSUMER CREDIT
DEFAULTED	[ ] 350 MOTOR VEHICLE	[ ] 371 TRUTH IN LENDING	SAFETY/HEALTH		[ ] 490 CABLE/SATELLITE TV
STUDENT LOANS	[ ] 355 MOTOR VEHICLE	[ ] 380 OTHER PERSONAL	OTHER	<b>SOCIAL SECURITY</b>	[ ] 810 SELECTIVE SERVICE
(EXCL VETERANS)	PRODUCT LIABILITY	PROPERTY DAMAGE		[ ] 861 HIA (1395ff)	[ ] 850 SECURITIES/
[ ] 153 RECOVERY OF	[ ] 360 OTHER PERSONAL	[ ] 385 PROPERTY DAMAGE	<b>LABOR</b>	[ ] 862 BLACK LUNG (923)	COMMODITIES/
OVERPAYMENT	INJURY	PRODUCT LIABILITY		[ ] 863 DIWC/DIWW (405(g))	EXCHANGE
OF VETERANS'			[ ] 710 FAIR LABOR	[ ] 864 SSID TITLE XVI	[ ] 875 CUSTOMER
BENEFITS			STANDARDS ACT	[ ] 865 RSI (405(g))	CHALLENGE
[ ] 160 STOCKHOLDERS			LABOR/MGMT		12 USC 3410
SUITS			RELATIONS	<b>FEDERAL TAX SUITS</b>	[ ] 890 OTHER STATUTORY
[ ] 190 OTHER		<b>PRISONER PETITIONS</b>	[ ] 720 LABOR/MGMT	[ ] 870 TAXES (U.S. Plaintiff or	ACTIONS
CONTRACT	<b>ACTIONS UNDER STATUTES</b>	[ ] 510 MOTIONS TO	REPORTING &	Defendant)	[ ] 891 AGRICULTURAL ACTS
CONTRACT	<b>CIVIL RIGHTS</b>	VACATE SENTENCE	DISCLOSURE ACT	[ ] 871 IRS-THIRD PARTY	[ ] 892 ECONOMIC
PRODUCT	[ ] 441 VOTING	28 USC 2255	[ ] 740 RAILWAY LABOR ACT	26 USC 7609	STABILIZATION ACT
LIABILITY	[ ] 442 EMPLOYMENT	[ ] 530 HABEAS CORPUS	OTHER LABOR		[ ] 893 ENVIRONMENTAL
[ ] 196 FRANCHISE	[ ] 443 HOUSING/	[ ] 535 DEATH PENALTY	LITIGATION		MATTERS
	ACCOMMODATIONS	[ ] 540 MANDAMUS & OTHER	[ ] 791 EMPL RET INC		[ ] 894 ENERGY
			SECURITY ACT		ALLOCATION ACT
<b>REAL PROPERTY</b>		<b>PRISONER CIVIL RIGHTS</b>	<b>IMMIGRATION</b>		FREEDOM OF
[ ] 210 LAND	[ ] 444 WELFARE	[ ] 550 CIVIL RIGHTS	[ ] 462 NATURALIZATION		INFORMATION ACT
[ ] 220 CONDEMNATION	[ ] 445 AMERICANS WITH	[ ] 555 PRISON CONDITION	APPLICATION		APPEAL OF FEE
[ ] 230 FORECLOSURE	DISABILITIES -		[ ] 463 HABEAS CORPUS-		DETERMINATION
RENT LEASE &	EMPLOYMENT		ALIEN DETAINEE		UNDER EQUAL
EJECTMENT	[ ] 446 AMERICANS WITH		OTHER IMMIGRATION		ACCESS TO JUSTICE
[ ] 240 TORTS TO LAND	DISABILITIES -OTHER		ACTIONS		CONSTITUTIONALITY
[ ] 245 TORT PRODUCT	[ ] 440 OTHER CIVIL RIGHTS				OF STATE STATUTES
LIABILITY	(Non-Prisoner)				
[ ] 290 ALL OTHER					
REAL PROPERTY					

Check if demanded in complaint:

☐ CHECK IF THIS IS A CLASS ACTION  
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.?  
IF SO, STATE:

DEMAND \$ \$227,725.94 OTHER Interest/Costs JUDGE \_\_\_\_\_ DOCKET NUMBER \_\_\_\_\_

Check YES only if demanded in complaint

JURY DEMAND: ☐ YES ☒ NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN x IN ONE BOX ONLY)

## ORIGIN

- ☒ 1 Original Proceeding
 ☐ 2 Removed from State Court
 ☐ 3 Remanded from Appellate Court
 ☐ 4 Reinstated or Reopened
 ☐ 5 Transferred from (Specify District)
 ☐ 6 Multidistrict Litigation
 ☐ 7 Appeal to District Judge from Magistrate Judge Judgment
- ☐ a. all parties represented  
☐ b. At least one party is pro se.

(PLACE AN x IN ONE BOX ONLY)

## BASIS OF JURISDICTION

- ☐ 1 U.S. PLAINTIFF
 ☐ 2 U.S. DEFENDANT
 ☐ 3 FEDERAL QUESTION (U.S. NOT A PARTY)
 ☒ 4 DIVERSITY

IF DIVERSITY, INDICATE  
CITIZENSHIP BELOW.  
(28 USC 1332, 1441)

## CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF DEF [ ] [ ]	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF DEF [ ] [ ]	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF DEF [ ] [ ]
CITIZEN OF ANOTHER STATE	<input checked="" type="checkbox"/> 2 [ ] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[ ] 4 <input checked="" type="checkbox"/> 4	FOREIGN NATION	[ ] 6 [ ] 6

## PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Tube City IMS, LLC  
 12 Monongahela Avenue  
 Glassport, Pennsylvania 15045

## DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Anza Capital Partners LLC  
 333 East 45th Street  
 Suite 26A  
 New York, NY 10017

## DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: ☐ WHITE PLAINS ☒ MANHATTAN  
(DO NOT check either box if this a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.)

DATE 3/14/14

SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

[ ] NO

☒ YES (DATE ADMITTED Mo. 5 Yr. 2013)

Attorney Bar Code # JG2259

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge \_\_\_\_\_ is so Designated.

Ruby J. Krajick, Clerk of Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)